

REMARKS

Applicants' respectfully request reexamination and reconsideration of the application in view of the following remarks.

Applicant hereby withdraws the Notice of Appeal mailed on January 26, 2006 together with the Petition requesting and extension of time and requisite fees.

Applicant acknowledges that the Examiner has found the replacement drawing sheets filed on May 18, 2005 as acceptable.

The Examiner has finally rejected claims 1, 3-5, and 7-11 under 35 USC §112 as being indefinite.

Applicant respectfully requests that the Examiner withdraw the rejection in view of Applicant's amendment to the referenced claims correcting same in accordance with the Examiner's suggestion.

The Examiner has rejected claims 9-11 under 35 USC §103 as being unpatentable over Hopkins, in view of Chiba and Frankowski.

Applicant has canceled claims 9-11 in order to expedite issuance of the remaining claims.

The Examiner has indicated that claims 1, 3-5, 7 and 8 would be allowable if rewritten or amended to overcome the Rule 112 rejections.

Applicant has amended the referenced claims correcting same in accordance with the Examiner's suggestion.

For all of the foregoing reasons, Applicant submits that the claims are patentable over the cited references and that the application is in condition for allowance. Accordingly, Applicant respectfully requests prompt reconsideration and receipt of the formal Notice of Allowance. If the Examiner believes there are other unresolved issues in this case, Applicant's attorney would appreciate a telephone call at (502) 452-1233 to discuss any such remaining issues.

A Petition Requesting an Extension of Time is enclosed herewith together with the requisite payment. Also enclosed is a copy of the Revocation and power of Attorney document filed with the USPTO designating the undersigned as attorney or record.. Please charge any underpayment or credit and overpayments to Counsel's deposit account 50-0642.

Respectfully submitted,

A handwritten signature in cursive script, reading "David W. Carrithers", is written over a horizontal line.

David W. Carrithers
CARRITHERS LAW OFFICE, PLLC
One Paragon Centre
6060 Dutchman's Lane, Suite 140
Louisville, KY 40205
Telephone (502) 452-1233
Reg. No. 35,475